

In The United States District Court
For The Western District of Virginia
Charlottesville Division

Sines, et al, Plaintiffs vs.

Kessler, et al, Defendants

Civil Action 3:17-cv-00072

CLERK'S OFFICE U.S. DIST. COURT
AT CHARLOTTESVILLE, VA
FILED

MAR 17 2022

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

Sworn Declaration of Christopher
Cantwell Dated 3-7-2022

I, Christopher Cantwell, do aver under
penalty of perjury, that the
following is true and correct on
this ~~14th~~ day of March 2022

- 1.) On 2-23-2022 I asked Case
Manager Simpkins for a BP-8 form
because after more than a month of
Ms. Hill wasting my time Plaintiffs'
Counsel's office phone number remains
administratively blocked. Mr. Simpkins
said "Yeah, give me a minute."
- 2.) On 2-23-2022 Mr. Simpkins
left the unit for the day without
giving me the BP-8 form.
- 3.) On 2-24-2022 I asked Mr. Simpkins
for the BP-8 form, and he gave it
to me. I filled it out that afternoon.
This was a Thursday. Mr. Simpkins does
not typically work Friday, Saturday,
or Sunday.
- 4.) On 2-26-2022 USP Marion's
Communications Management Unit was
placed on lock-down due to a COVID outbreak.

- 5.) During the lockdown, inmates have no access to phones, computers, law library, or typewriters. I cannot access my documents.
- 6.) I did not see Mr. Simpkins at all for the entire week ending 3-4-2022.
- 7.) On 3-3-2022 I received ECF 539 dated 2-25-2022 and postmarked 2-26-2022. A motion for Benjamin White to withdraw as Plaintiffs' counsel.
- 8.) I have been informed by prison medical staff that the lockdown will continue until some time after the unit is COVID free, and that inmates who tested negative at the beginning of the lockdown, have since tested positive. Since the prison is attempting to contain an airborne virus behind bars spaced ~~roughly~~ roughly 4 inches apart, it borders on impossible to predict the end of the lockdown.

Having so averred, I sayeth no more under oath

Respectfully Submitted
Christopher Cantwell
3-7-2022

